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5 – and –
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9 Lead Counsel for Plaintiffs



10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12

13 In re UTSTARCOM, INC. SECURITIES)
LITIGATION)

Master File No. C-04-4908-JW(PVT)

14 _____)
15 This Document Relates To:)
16 ALL ACTIONS.)
17 _____)

CLASS ACTION

STIPULATION REGARDING BRIEFING
SCHEDULE (SOFTBANK Holdings Inc. and
SOFTBANK America Inc.)

1 WHEREAS, on July 26, 2005, lead plaintiffs Locals 302 and 612 of the International Union
2 of Operating Engineers-Employers Construction Industry Retirement Trust and Erwin DeBruycker
3 ("plaintiffs") filed their First Amended Consolidated Complaint for Violation of the Federal
4 Securities Laws ("Amended Complaint");

5 WHEREAS, defendants SOFTBANK Holdings Inc. and SOFTBANK America Inc.
6 ("defendants") have been duly served;

7 WHEREAS, defendants' answer is due on August 17, 2005;

8 WHEREAS, the parties have met and conferred and have agreed, subject to the approval of
9 the Court, to a briefing schedule for defendants' response to the Amended Complaint; and

10 WHEREAS, on July 27, 2005, this Court approved a stipulation between plaintiffs and the
11 UTStarcom defendants setting forth the same briefing schedule;

12 NOW, THEREFORE, IT IS HEREBY STIPULATED, pursuant to Civil L.R. 7-12, that:

13 1. Defendants shall file their response to the Amended Complaint on or before
14 October 10, 2005;

15 2. Should defendants file a motion to dismiss, plaintiffs shall file their opposition thereto
16 on or before November 23, 2005;

17 3. Defendants shall file any reply in support of its motion to dismiss on or before
18 December 22, 2005; and

19 4. The hearing on defendants' motion to dismiss shall be set for Monday, January 9,
20 2006, at 9:00 a.m.

21 DATED: August 18, 2005

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23
24
25 /S/
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10 Lead Counsel for Plaintiffs

11 DATED: August ___, 2005

12 SULLIVAN & CROMWELL LLP
13 ROBERT A. SACKS

14 _____
15 /s/
16 ROBERT A. SACKS

17 1888 Century Park East
18 Los Angeles, CA 90067
19 Telephone: 310/712-6600
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21 Attorneys for Defendant SOFTBANK Holdings
22 Inc. and SOFTBANK America Inc.

23 * * *

24 **ORDER**

25 PURSUANT TO STIPULATION, IT IS SO ORDERED.

26 DATED: 8/22/05 _____ /s/ James Ware
27 THE HONORABLE JAMES A. WARE
28 UNITED STATES DISTRICT JUDGE

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DECLARATION OF SERVICE BY MAIL AND FACSIMILE

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and employed in the City and County of San Francisco, over the age of 18 years, and not a party to or interested party in the within action; that declarant's business address is 100 Pine Street, Suite 2600, San Francisco, California 94111.

2. That on August 18, 2005, declarant served the **STIPULATION REGARDING BRIEFING SCHEDULE (SOFTBANK HOLDINGS INC. AND SOFTBANK AMERICA INC.)** by depositing a true copy thereof in a United States mailbox at San Francisco, California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List. Declarant also served the parties by facsimile.

3. That there is a regular communication by mail between the place of mailing and the places so addressed.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 18th day of August, 2005, at San Francisco, California.

/S/
JERRY COHEN

UTSTARCOM 04 (CA) (LEAD)
Service List - 8/18/2005 (04-0558C)
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